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 KEARNS, and RAJUI KAZI

E-FILED - 5/14/08

UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA

TRACY WATSON et. al.,)	No. C06-4029 RMW
Plaintiffs,)	
v.)	STIPULATION AND ORDER
)	TO VACATE TRIAL DATE AND ALL
COUNTY OF SANTA CLARA et. al.,)	PRETRIAL DEADLINES
Defendants.)	

The parties in the above-captioned action submit the following Stipulation and Proposed Order for the purpose of requesting that the Court postpone the trial date, presently set for October 6, 2008, and all pretrial deadlines. This is the parties' second request for a trial continuance.

Plaintiffs Tracy Watson and Renee Stalker have appealed the jurisdiction and disposition orders of the Superior Court of California, County of Santa Clara, Juvenile Division pertaining to the child-dependency proceedings of Plaintiffs Olivia Stalker, Shafer Watson, and Riley Watson. The appeal is pending in the Court of Appeal of California, Sixth Appellate Division. Plaintiffs' claims in the present civil-rights action stem from the child-dependency proceedings

1 that are presently pending on appeal.

2 Defendants contend that a final resolution of a pending appeal could have a bearing on
3 their defenses in this matter. The parties to that appeal have not completed briefing of the
4 matter and are not expected to complete briefing for at least several months. Further, Tracy
5 Watson and Renee Stalker will request that the state appellate court hear oral argument. As
6 such, it is unlikely that the state court appeal will reach final disposition prior to the October 6,
7 2008 trial date in the present action.

8 Accordingly, the parties stipulate to have the trial date and all pretrial deadlines, including
9 the last date to hear dispositive motions and all general discovery and expert discovery
10 deadlines, postponed as set forth in the following schedule:

11	Trial	February 23, 2009
12	Pretrial Conference	February 12, 2009
13	Last day to hear dispositive motions	December 19, 2009
14	Expert disclosure	November 14, 2008
15	Discovery cut-off	December 19, 2008

16 I hereby attest that I have on file all holograph signatures for any signatures indicated by a
17 “conformed” signature (/S/) within this efiled document.

18 ANN MILLER RAVEL
19 County Counsel

20 Dated: _____

By: /S/
21 MELISSA R. KINIYALOCKS
22 Deputy County Counsel

23 Attorneys for County Defendants

24
25 Dated: _____

By: /S/
26 JACQUELYN K. WILSON

27 Attorney for Evergreen School District
28 Defendants

Dated: _____

By: /S/
CLIFF GREENBERG

Attorney for City of San Jose Defendants

Dated: _____

By: /S/
PETER JOHNSON

Attorney for Plaintiffs

Dated: _____

By: /S/
ROBERT R. POWELL

Attorney for Plaintiffs

ORDER RESETTING TRIAL DATE AND ALL PRETRIAL DEADLINES

The Court, having considered the stipulation of the parties and finding good cause, hereby orders that the June 9, 2008 trial date and all pretrial deadlines, including the last date to hear dispositive motions and all discovery and expert discovery deadlines, are reset according to the following schedule:

Trial February 23, 2009

Pretrial Conference February 12, 2009

Last day to hear dispositive motions December 19, 2009

Expert disclosure November 14, 2008

Discovery cut-off December 19, 2008

Dated: 5/14/08

Ronald M. Whyte
HONORABLE RONALD M. WHYTE
United States District Court Judge

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